



1094
P#10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David P. Andrew, Brian A. Zabel and Paul D. Ponath
Application No.: 09/966,755 Group Art Unit: 1644
Filed: September 28, 2001 Examiner: Not Assigned
Confirmation No.: 7274
Title: METHODS OF IDENTIFYING AGENTS WHICH INHIBIT GPR-9-6

RECEIVED
FEB 05 2003
TECH CENTER 1600/2300

| CERTIFICATE OF MAILING | |
|---|---------------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202 | |
| on <u>1/28/03</u> | <u><i>Ann M. Giso</i></u> |
| Date | Signature |
| <u>Ann M. Giso</u> | |
| Typed or printed name of person signing certificate | |

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

This Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.129(a), or
(First/Second submission after Final Rejection)
- ☒ under 37 CFR 1.97(b), or
(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).
- ☐ under 37 CFR 1.97(c) together with either:
☐ a Statement under 37 CFR 1.97(e), as checked below, or
☐ a \$180.00 fee under 37 CFR 1.17(p), or
 (After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97(d) together with:
☐ a Statement under 37 CFR 1.97(e), as checked below, and
☐ a \$180.00 fee under 37 CFR 1.17(p), or
 (Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97(i):
 Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.
 (Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
 - ☒ Copies of the cited references (AX3-AZ3 and AR4) are enclosed.
 - ☐ Copies of cited references are enclosed except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed. [The earlier application contains copies of the cited references.]
 - ☐ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.
 - ☐ The "concise explanation" requirement (non-English references) for reference(s) [] under 37 CFR 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.
 - ☐ submission of the enclosed International Search Report.
 - ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
 - ☐ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's
Initials

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

_____ U.S. Patent Application No. [], by [inventor(s)], filed [], Docket No.: []

Examiner

Date

- ☐ A copy of each above-cited application, including the current claims, is enclosed.
- ☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

- ☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.
- ☐ Please charge Deposit Account 08-0380 in the amount of \$[]. A copy of this Statement is enclosed.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Helen E. Wendler
Helen E. Wendler
Registration No. 37,964
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated:

January 28, 2003

| | | | | | | | | |
|---|-----|--|----------------------------------|-----------------|-------|---------------|-----------------------|--|
| PTO-1449 REPRODUCED <div style="position: absolute; left: 0; top: 50px; border: 1px solid black; border-radius: 50%; padding: 5px; text-align: center;"> O I P E FEB 03 2003 PATENT & TRADEMARK OFFICE </div> SECOND SUPPLEMENTAL INFORMATION DISCLOSURE CITATION IN AN APPLICATION January 28, 2003 (Use several sheets if necessary) | | ATTORNEY DOCKET NO. 1855.1064-010 APPLICATION NO. 09/966,755 APPLICANT David P. Andrew et al. FILING DATE September 28, 2001 CONFIRMATION NO. 7274 GROUP 1644 | | | | | | |
| U.S. PATENT DOCUMENTS | | | | | | | | |
| EXAM- INER INI- TIAL | AA | DOCUMENT NUMBER | ISSUE DATE / PUBLICATION DATE | NAME | | | | |
| | AA | | | | | | | |
| | AB | | | | | | | |
| | AC | | | | | | | |
| | AD | | | | | | | |
| | AE | | | | | | | |
| | AF | | | | | | | |
| | AG | | | | | | | |
| | AH | | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB- CLASS | TRANSLATION YES NO | |
| | AL | | | | | | | |
| | AM | | | | | | | |
| | AN | | | | | | | |
| | AO | | | | | | | |
| | AP | | | | | | | |
| | AQ | | | | | | | |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | |
| | AX3 | Huang, Z., "Structural Chemistry and Therapeutic Intervention of Protein-Protein Interactions in Immune Response, Human Immunodeficiency Virus Entry, and Apoptosis," <i>Pharmacology & Therapeutics</i> , 86: 201-215 (2000). | | | | | | |
| | AY3 | Zlotnick, A., and Yoshie, O., "Chemokines: A New Classification System and Their Role in Immunity," <i>Immunity</i> , 12(2): 121-127 (2000). | | | | | | |
| | AZ3 | Mackay, C.R., "Chemokines: Immunology's High Impact Factors," <i>Nature Immunology</i> , 2(2): 95-101 (2001). | | | | | | |
| | AR4 | ATCC Accession No. CRL-1582, "MOLT-4", In: <i>Catalogue of ATCC Cell Lines and Hybridomas</i> , 7th Edition, (Rockville, MD: American Type Culture Collection), page 149 (1992). | | | | | | |
| EXAMINER | | | | DATE CONSIDERED | | | | |

RECEIVED

FEB 15 2003

TECH CENTER 1600/2900